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# UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

LAW OFFICES OF NONA L. OSTROVE, LLC

1000 White Horse Road, Suite 703

Order Filed on July 25, 2018 by Clerk U.S. Bankruptcy Court District of New Jersey

Voorhees, NJ 08043

(856) 566-4200; FAX (856) 566-4203

Attorneys for Debtor

By: Nona L. Ostrove, Esq. NO2942

In re:

: IN BANKRUPTCY

Ernest C. Young : CHAPTER 13

:

: CASE NO. 17-23830/JNP

Debtor :

: Hearing Date:

## CONSENT ORDER FOR RELIEF FROM STAY

The relief set forth on the following pages, numbered two (2) through \_\_\_\_\_is hereby **ORDERED.** 

**DATED: July 25, 2018** 

Honorable Jerrold N. Poslusny, Jr. United States Bankruptcy Court

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Debtor: Ernest C. Young Case No: 17-23830/JNP

# Caption of Order: CONSENT ORDER FOR RELIEF FROM STAY

This matter having come before this court on the Consent of all parties hereto and it appearing that the debtor is a named defendant in the following lawsuits that have been filed arising out of an automobile accident on March 19, 2016;:

- a. Dajavae Weeks. v. Regina M. DiMatteo, et. al. Docket No. L-1046-18
- b. New Jersey Manufacturers Ins. Co. v. Kayla Gamar-Young, et. al. Docket No. L-60-18 (Current lead case).
- c. Kayla Gamar Young, individually and as guardian for AY, a minor v. Mallon, et. al. Docket No. L-822-18
- d. Regina M. DiMatteo v. Young et. al. Docket No. L-000901-18

and It further appearing the Ernest Young filed his own personal injury lawsuit against Mason Mallon, Cornelius Mallon, Docket No. 965-18 et. al.; and

It further appearing that monies from Mr. Young's insurance policy have been or are about to be deposited into escrow by New Jersey Manufacturers Insurance Company;

It is on this 25th day of July , 2018

## **ORDERED AS FOLLOWS:**

- 1. The stay in force pursuant to Section 362 of the Bankruptcy Code be and is hereby modified to allow all of the above captioned and any related litigation to proceed subject to the following conditions:
- a. All parties shall be restricted to recovery of damages to proceeds from the insurance policy issued by New Jersey Manufacturers Ins. Co. that have now been deposited into the Superior Court of New Jersey.

b. All parties to the above captioned lawsuit hereby waive their right to seek recovery out of the bankruptcy estate of Ernest C. Young or his personal assets after the conclusion of the bankruptcy.

I hereby consent to the form and entry of the within Order:

# /s/ Scott B on behalf of Jason Pollack

Jason C. Pollack, Esq. Attorney for Dajavae Weeks

# /s/ Drew J. Parker

Drew J. Parker, Esq.

Attorney for New Jersey Manufacturer's Insurance Co.

## /s/ Charlene Cathcart

Charlene Cathcart, Esq.

Attorney for Regina DiMatteo

Law Offices of Vincent J. Ciecka Attorneys for Kayla Gamar Young, individually and as natural guardian for A.Y.

# /s/ Michael J. Dennin

BY: Michael J. Dennin, Esq.

# /s/ David Cuneo

David Cuneo Attorney (Special Counsel) Attorney for Ernest C. Young

Margolis Edelstein

/s/ Robert Kaplan

BY: Robert Kaplan, Esq.

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Attorney for Defendants Mallon

Law Offices of Nona L. Ostrove, LLC Attorneys for Ernest Young

/s/ Nona L. Ostrove

BY: Nona L. Ostrove